

DOCKET NO. KDK-489.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lynn Bergmeyer et al.

Serial No.: 08/062,021 Art Unit: 1807

Filed : May 14, 1993 Examiner:

For : DIAGNOSTIC COMPOSITIONS, ELEMENTS, METHODS AND TEST KITS FOR AMPLIFICATION AND DETECTION OF HUMAN CMV DNA USING PRIMERS HAVING MATCHED MELTING TEMPERATURES

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231 on

January 21, 2003

Todd F. Volyn
(Name of applicant, assignee, or Registered Representative)

Todd E. Smith
(Signature)

January 21, 2003

(Date of Signature)

Commissioner For Patents
Washington, D.C. 20231

**PETITION FOR EXTENSION OF TIME
AND AUTHORIZATION TO CHARGE
DEPOSIT ACCOUNT THEREFOR**

Dear Sir:

According to a telephone conversation with Examiner Gary Jones, an office action reciting a double patenting rejection of the claims of the application referred to above was sent on October 3, 2002. The action has since been misplaced and the office is unable to locate an exact duplicate copy of the original. A copy of a draft office action reciting the same basis for rejection has been provided to Applicants. Accordingly, a terminal disclaimer and petition for extension of time are herewith provided.

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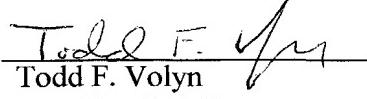
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Applicant(s) petition(s) the Commissioner of Patents and Trademarks to extend the time for response to the Office Action dated October 3, 2002 for one(1) month(s) from January 3, 2003 to February 3, 2003. A Terminal Disclaimer responding to the aforesaid Office Action is being filed concurrently herewith.

Please charge Deposit Account No. 10-0750/KDK-489.1/TFV in the name of Johnson & Johnson for the cost of filing this Petition. Three copies of this Petition are enclosed.

Respectfully submitted,


Todd F. Volyn
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DATE: January 21, 2003